

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): STEVE MITCHELL  
Appln. No.: Unknown  
Confirm. No.: Unknown  
Filed: Herewith  
Title: ARTIFICIAL VERTEBRAL DISK REPLACEMENT  
IMPLANT WITH A SPACER AND METHOD

PATENT APPLICATION

Art Unit: Unassigned  
Examiner: Unassigned

Customer No.: 23910



CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
UNDER 37 C.F.R. §1.10

"Express Mail" mailing label number: EV 326482334 US  
Date of Mailing: October 14, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service, utilizing the "Express Mail Post Office to Addressee" service addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 and mailed on the above Date of Mailing with the above "Express Mail" mailing label number.

(Signature)

Tina M. Galdos

Signature Date: October 14, 2003

UTILITY PATENT APPLICATION TRANSMITTAL LETTER UNDER 37 C.F.R §1.53(b)

Mail Stop PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is the patent application identified as follows:

Inventor(s): STEVE MITCHELL

Title: ARTIFICIAL VERTEBRAL DISK REPLACEMENT IMPLANT WITH A SPACER AND METHOD

No. of pages in Specification (including claims and abstract): 29; No. of Claims: 86.

No. of Sheets of Drawings: 10; Formal: X, Informal: \_\_\_\_.

Also enclosed are:

- \_\_\_\_\_ A Declaration.
- \_\_\_\_\_ An Assignment and Recordation Form Cover Sheet.
- \_\_\_\_\_ A certified copy of a priority application.
- \_\_\_\_\_ A Power of Attorney.
- \_\_\_\_\_ An Information Disclosure Statement Under 37 C.F.R. §1.56.

The filing fee pursuant to 37 C.F.R. §1.16 is determined as follows:

☒ Applicant(s) qualify for small entity status under 37 C.F.R. § 1.27.

For	Number Filed	Number Extra	Rate Small Entity/Other Than Small Entity	Total
BASIC FEE (37 CFR 1.16(a))			\$385.00 \$770.00	\$ 385.00
TOTAL CLAIMS (37 CFR 1.16(c))	<u>86</u> - 20	<u>66</u> *	X \$ 9.00 X \$ 18.00	\$ 594.00
INDEPENDENT CLAIMS (37 CFR 1.16(b))	<u>7</u> - 3	<u>4</u> *	X \$ 43.00 X \$ 86.00	\$ 172.00
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))			+ \$145.00 + \$290.00	\$
			TOTAL	\$1,151.00

\*If the difference in column 1 is less than zero, enter "0" in column 2.

- ☒ A check in the amount of \$ 1,151.00 to cover the filing fee, is enclosed.
- \_\_\_\_\_ Please charge Deposit Account No. 06-1325 in the amount of \$ \_\_\_\_\_ to cover the filing fee (\$ \_\_\_\_\_), and assignment recording fee (\$40.00), if applicable.
- ☒ The Commissioner is hereby authorized to charge any deficiencies or credit overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

This application is filed pursuant to 37 C.F.R. §1.53(b) in the name of the above-identified Inventor(s).

✓

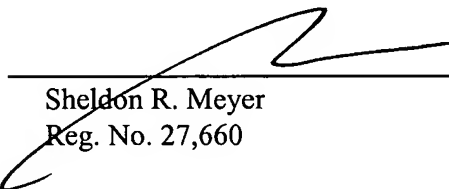
This application claims priority to an earlier-filed Provisional patent application, as set forth more fully in this application.

Please direct all correspondence concerning the above-identified application to the following address:

Sheldon R. Meyer  
FLIESLER DUBB MEYER & LOVEJOY LLP  
Four Embarcadero Center, Fourth Floor  
San Francisco, California 94111-4156  
Telephone: (415) 362-3800

Respectfully submitted,

Date: Sept 14, 2003

By:   
Sheldon R. Meyer  
Reg. No. 27,660

FLIESLER DUBB MEYER & LOVEJOY LLP  
Four Embarcadero Center, Fourth Floor  
San Francisco, California 94111-4156  
Telephone: (415) 362-3800